

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
22 AUGUST 2019

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Ground Floor, Council Building, 2 High Street, Perth on Thursday 22 August 2019 at 10.00am.

Present: Councillors C Ahern (Convener), D Illingworth, K Baird, B Brawn, A Coates, I James, A Jarvis, A Parrott, J Rebbeck, F Sarwar and M Williamson.

In Attendance: PC C Forbes and PC R Jamieson (both Police Scotland); M McLaren, S Michie and A Taylor (all Corporate and Democratic Services).

Apologies for Absence: Councillors R Brock and R Watters.

Councillor C Ahern (Convener), Presiding.

403. WELCOME AND APOLOGIES

The Convener welcomed all present to the meeting. Apologies for absence were noted as above.

404. DECLARATIONS OF INTEREST

There were no declarations of interest in terms of the Councillors' Code of Conduct.

405. MINUTES

The Minute of Meeting of the Licensing Committee of 11 July 2019 (Arts. 366-373) was submitted and approved as a correct record.

IT WAS AGREED THAT THE PUBLIC AND PRESS SHOULD BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEMS IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973.

406. SUSPENSION OF A TAXI/PRIVATE HIRE CAR DRIVER LICENCE NO. TD387

There was submitted a report by the Head of Legal and Governance Services (19/228) together with a letter of representation dated 23 July 2019 from Police Scotland regarding Suspension of Taxi/Private Hire Car Driver's Licence No. TD387.

The applicant was in attendance.

The representative of Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

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FOLLOWING A SHORT ADJOURNMENT THE COMMITTEE RECONVENED.

Resolved:

Taxi/Private Hire Car Driver's Licence No. TD387 be not suspended.

407. SUSPENSION OF A TAXI/PRIVATE HIRE CAR DRIVER LICENCE NO. TD1247

There was submitted a report by the Head of Legal and Governance Services (19/229) together with a letter of representation dated 16 July 2019 from Police Scotland regarding Suspension of Taxi/Private Hire Car Driver's Licence No. TD1247.

The licence holder failed to attend.

Resolved:

Consideration of Suspension of a Taxi/Private Hire Car Driver Licence No. TD1247 be deferred to the next meeting of the Licensing Committee scheduled to take place on Thursday 3 October 2019.

408. GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO. TD1889

There was submitted a report by the Head of Legal and Governance Services (19/230) together with (1) a letter of objection dated 20 June 2019 from Police Scotland; and (2) a copy of notice of decision dated 18 July 2018 by the Scottish Social Services Council regarding Grant of Taxi/Private Hire Car Driver's Licence No. TD1889.

The applicant was in attendance and was accompanied by her employer.

The representatives of Police Scotland addressed the Committee and answered Members' questions. The applicant and her employer also addressed the Committee and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT THE COMMITTEE RECONVENED.

Resolved:

A Contracts only Taxi/Private Hire Car Driver's Licence No. TD1889 be granted for a period of three years with effect from 22 August 2019.

409. GRANT OF STREET TRADER LICENCE ST382

There was submitted a report by the Head of Legal and Governance Services (19/231) together with letter of representation dated 17 April 2019 from Police Scotland regarding grant of Street Trader Licence No. ST382.

The applicant was in attendance.

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The representative of Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT THE COMMITTEE RECONVENED.

Motion (Councillors C Ahern and F Sarwar) – The application for grant of Street Trader Licence ST382 be refused on the grounds that the applicant is not a fit and proper person to be the holder of the Licence.

Amendment (Councillors D Illingworth and A Parrott) – The application for grant of Street Trader Licence ST382 be approved for 1 year with effect from 22 August 2019, subject to the applicant reappearing before Committee if an application for renewal is received.

In terms of Standing Order 55, a roll call vote was taken.

7 Members voted for the Amendment as follows:

Councillors K Baird, A Coates, D Illingworth, I James, A Jarvis, A Parrott, and J Rebbeck.

4 Members voted for the Motion as follows:

Councillors C Ahern, B Brawn, F Sarwar and M Williamson.

Resolved:

In accordance with the Amendment.

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